

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MASSACHUSETTS

UNI-CON FLOORS, INC.,
Plaintiff,

V.

BRICKLAYERS & ALLIED CRAFTSMEN
UNION, LOCAL 3 – EASTERN
MASSACHUSETTS,
Defendant.

C. A. No. 05-10463 NG

CERTIFICATION OF COUNSEL FOR COLONIAL

NOW COMES counsel for the intervening party Colonial Surety Company (Colonial") and, pursuant to LR, D. Mass. Rule 7.1(A)(2) of the United States District Court for the District of Massachusetts, hereby certify as follows:

1. On November 2, 2006 I conferred with Jonathan M. Conti, Esq., counsel to the Defendant Bricklayers & Allied Craftsmen Union, Local 3 – Eastern Massachusetts, in an attempt to resolve or narrow the issues contained in Colonial's Motion To Intervene. Attorney Conti and I were unable to resolve or narrow the relevant issues contained in Colonial's Motion To Intervene; and
2. I left messages for David M. Fleury, Esq., counsel to Uni-Con Floors, Inc., on October 31, November 1 and November 2, 2006 in an attempt to resolve or narrow the issues contained in Colonial's Motion To Intervene. I was unable to reach Attorney Fleury.

COLONIAL SURETY COMPANY
By its attorney,

Dated: November 2, 2006

/s/ Francis A. Shannon, III
Francis A. Shannon, III, Esq.
BBO # 560651
Shannon Law Associates, Inc.
One Bowdoin Square, 9th Floor
Boston, MA 02114
(617) 263-1313

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true copy of the above document upon the following parties by electronically filing through this Court's CM/ECF filing system, this 2nd day of November, 2006:

Jonathan M. Conti, Esq.
Feinberg, Campbell & Zack, P.C.
177 Milk Street
Boston, MA 02109

David M. Fleury, Esq.
Carmichael & Zajac, P.C.
170 High Street
Taunton, MA 02780

/s/ Francis A. Shannon, III
Francis A. Shannon, III, Esq.

1606:018:certification